

LAFCO

Santa Barbara Local Agency Formation Commission

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November 1, 2012 (Agenda)

Local Agency Formation Commission
105 East Anapamu Street, Room 403
Santa Barbara CA 93101

Report on 2012 CALAFCO Conference

Dear Members of the Commission:

RECOMMENDATION

It is recommended the Commission receive this report.

DISCUSSION

More than 250 LAFCO Commissioners, staff, legal counsels and Associate members from throughout California were registered for the annual CALAFCO Conference in Monterey

The Conference Agenda is attached. The theme was “The Power of Partnerships.” Following are brief comments regarding the sessions the staff attended.

Wednesday, October 3

- General Session – The opening session speaker was Karen Ross, Secretary of the State Department of Food and Agriculture. She spoke of California’s abiding interest in protecting its agricultural economy, though there were some pointed questions from San Joaquin Valley attendees regarding plans for the bullet train and its effects on displacing agriculture.
- Regional Roundtable Discussion – This was a general discussion, mainly by Commissioners, in the Coastal Region regarding current LAFCO activities or LAFCO-related challenges in their counties.

Thursday, October 4

- Regional Caucus Election – At this Coastal Region breakfast the Commissioners who had been nominated – County Member John Leopold (Santa Cruz) and Special District Member Michael McGill (Contra Costa) – were elected for two year terms on the CALAFCO Board.

Commissioners: Jeff Moorhouse, Chair ♦ Lupe Alvarez ♦ Doreen Farr ♦ Craig Geyer ♦ Bob Orach ♦ Bob Short
Janet Wolf ♦ Roger Aceves ♦ John Fox ♦ Steve Lavagnino ♦ Roger Welt
Executive Officer: Bob Braitman

AGENDA ITEM NO. 14

- Annual Membership Meeting – The CALAFCO Board of Directors reported on activities during the year, including legislative oversight, classes and workshops. The newly elected members of the Board from all four regions were introduced, as was Pamela Miller who is replacing Bill Chiat as the Executive Director.
- Providing Municipal Services Outside Agency Boundaries – This was a lively discussion by staff from four LAFCOs. The question was when should LAFCO be able to authorize a city or special district provide services outside their boundaries and outside their sphere.
- Luncheon – The speaker was Sylvia Panetta, Chair of the Board of the Panetta Institute for Public Policy. She is married to Leon Panetta, U.S. Secretary of Defense and previously the White House Chief of Staff and for twenty years a member of Congress.

Mrs. Panetta noted the Institute is housed at California State University – Monterey Bay and supports a Masters of Public Policy program, law school research fellows, seminars for student government leaders, a Congressional internship program and annual Jefferson-Lincoln Awards to honor distinguished public servants.

- LAFCO Role in Oversight of Local Agencies – The primary speaker was Assembly member Roger Dickinson who spoke of the need for a more streamlined structure of local government though consolidations were objectively justified. Other panelists were Santa Clara LAFCO Commissioner Susan Vickland Wilson and El Dorado Executive Officer Jose Henriquez.
- Commissioner Independent Judgment Dilemma: Which Hat Am I wearing? – Speakers were Ventura LAFCO legal counsel Michael Walker, Butte LAFCO Commissioner Bill Connelly and Orange LAFCO Commissioner John Withers.

The presentation by Mr. Walker is attached. Mr. Withers, long-time Special District member of the Orange LAFCO spoke of the importance of being able to wear a “LAFCO hat” when sitting on the Commission regardless of who appointed you to that position.

- Achievement Awards Banquet – The outgoing members of the Board of Directors were recognized. Presentation of CALAFCO achievement awards was more efficient this year, taking less time than at prior conferences.
- Following the banquet there was a “post party” to bid farewell to Bill Chiat who has served for several years as the CALAFCO Executive Director. Some Commissioners may recall that Bill previously worked in the Santa Barbara County Executive office.

Members of the Commission
November 1, 2012 (Agenda)
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Friday, October 5

- Strategic Thinking & Adaptive Leadership in Trying Times – Presenters Brian Keely, Chair of the Napa LAFCO and Bill Chiat focused on effective strategic planning. The handout from the session is attached.
- Legislative Update - Bill Chiat and Debbie Michael, Chief Consultant to the Assembly Local Government Committee, reviewed this year's legislation. A handout "Important Bills During 2012" is attached for your information.

Members of the Commission who attended the Conference may want to add their own thoughts about the Conference during the Commission meeting.

Sincerely,

A handwritten signature in blue ink, appearing to read "Bob Braitman", followed by a long horizontal line extending to the right.

BOB BRAITMAN
Executive Officer

Conference Agenda

WEDNESDAY, OCTOBER 3RD

THURSDAY, OCTOBER 4TH

7:30 a.m. – 1:00 p.m. **Mobile Workshop***
The Bounty of Monterey County
 Depart from Conference Center entrance.
 Advanced registration required.

7:30 a.m. **Continental Breakfast***
 8:00 – **Regional Caucus Elections**
 9:00 a.m. * Coastal Region Regency 4
 * Northern Region Spyglass 2
 * Central Region Regency 5
 * Southern Region Spyglass 1
 * Associate and Guests Regency 6

10:15 a.m. – Noon **Preconference Workshop**
LAFCo 101
 Regency Ballroom This informative session covers LAFCo basics and is ideal for new commissioners and staff as well as experienced attendees seeking a refresher.
Presenters: David Church, AICP, Executive Officer, San Luis Obispo LAFCo
 P. Scott Browne, Counsel to LAFCos

9:00 – **General Session**
 10:15 a.m. **CALAFCO Annual Membership Meeting**
 Regency Ballroom * Jerry Gladbach, Chair, CALAFCO

1:30 – 2:00 p.m. **Conference Opening**
Welcome to Monterey!
 Regency Ballroom * Bruce Delgado, Chair, Monterey LAFCo
 * Jerry Gladbach, Chair, CALAFCO
 * John Leopold, Conference Chair
 * Bill Chiat, CALAFCO Executive Director

10:15 a.m. **Refreshment Break**
 Foyer

10:30 a.m. – Noon **Breakout Sessions**

2:00 – 3:30 p.m. **General Session**
Partnerships with LAFCo:
Preserving California's Agriculture
 Regency Ballroom * Secretary Karen Ross, California Department of Food and Agriculture



Secretary Karen Ross

Sustaining Agriculture and the Regional Economy
 Examine the current policy debates, strategies and studies in agriculture and the economy in California, and the role LAFCo plays.

Presenters: Edward Thompson, Jr., California Director and Senior Associate, American Farmland Trust
 Mayor Charlie Goeken, Chair, Stanislaus LAFCo
 Robert Roach, Assistant Agricultural Commissioner/Sealer, County of Monterey

Moderator: Graig R. Stephens, Commissioner, Monterey LAFCo

3:30 p.m. **Refreshment Break**
 Foyer

10:30 a.m. – Noon **LAFCo's Role in Shared Services: A "How To" Approach**
 Regency 1 How and why LAFCos are championing shared services in their counties, adding value to the agencies they serve. Yolo and Orange LAFCo case studies.

Presenters: Don Saylor, Commissioner, Yolo LAFCo
 Carol Richardson, Assistant City Manager, West Sacramento
 Dana Smith, Consultant, CEO2

Moderators: Christine Crawford, AICP, Executive Officer, Yolo LAFCo
 Joe Serrano, Policy Analyst, Orange LAFCo

3:45 – 5:15 p.m. **Breakout Sessions**
Regional Roundtable Discussions
 Meet with fellow commissioners and staff from your region to discuss current LAFCo issues and trends in your area.

- * Coastal Region Regency Main
- * Northern Region Regency 1
- * Central Region Regency 2
- * Southern Region Regency 3
- * LAFCo Counsel (only) Regency 5
- * Associate Members Regency 6

5:30 – 7:00 p.m. **Opening Networking Reception***
CALAFCO 6th Wine & Beer Competition
 Spyglass Promenade Join us for the ever-popular CALAFCO Wine & Beer Competition. Everyone votes on their favorites. Network with fellow commissioners and staff and enjoy the best of California!



Dinner on your own

HELLO my name is
 Please wear your nametag. It's your ticket to meals and events. Activities with * require paid admission. Nametags are not transferable.



The Power of PARTNERSHIPS

10:30 a.m. – Noon
Regency 2

Providing Municipal Services Outside Agency Boundaries

Engage in a lively discussion on proposed legislation to provide LAFCo with more authority to authorize services outside agency boundaries.

Presenters: George Spiliotis, Executive Officer, Riverside LAFCo
Stephen Lucas, Executive Officer, Butte LAFCo
Keene Simonds, Executive Officer, Napa LAFCo
Kai Luoma, Deputy Executive Officer, Ventura LAFCo

Moderator: Chris Tooker, Commissioner, Sacramento LAFCo

10:30 a.m. – Noon
Regency 3

Conditioning Spheres of Influence – The New Future??

LAFCo cannot directly control land use, but it can use its conditioning authority to manage growth and preserve ag lands. Examine a collaborative model for attaining consensus on difficult boundary issues.

Presenters: Jon Biggs, Community Development Director, City of Pismo Beach
Chuck Stevenson, AICP, Division Manager for Long Range Planning, County of San Luis Obispo

Moderator: David Church, AICP, Executive Officer, San Luis Obispo LAFCo

12:15 – 1:45 p.m.
Monterey Ballroom

Luncheon* A Global Perspective of Local Government

- * Sylvia M. Panetta, Chair of the Board and Director of the Panetta Institute for Public Policy
- * Commissioner Simón Salinas, Monterey LAFCo



Sylvia M. Panetta

2:00 – 3:30 p.m.
Regency Ballroom

General Session LAFCo's Role in Oversight of Local Agencies

With the recent interest in Sacramento on local agency oversight, this conversation explores the original intent of Municipal Service Reviews and the Legislature's expectation of LAFCo oversight in the next round of MSRs.

Presenters: Honorable Roger Dickinson, Assembly Member
Jerry Gladbach, Chair, Los Angeles LAFCo
Susan Vicklund Wilson, Commissioner, Santa Clara LAFCo
José Henríquez, Executive Officer, El Dorado LAFCo

Moderator: Paul Novak, AICP, Executive Officer, Los Angeles LAFCo



Assm. Dickinson

3:30 p.m.
Foyer

Refreshment Break

Breakout Sessions

3:45 – 5:15 p.m.
Regency Ballroom

Integrating Conservation, Regulation and Development on the Land, Farm and Forest: State Programs and Tools for LAFCo

Explore the services and information available from the Department of Conservation to promote environmental health, economic vitality, informed land-use decisions and sound management of our state's resources.



Director Mark Nechodom

Presenter: Mark Nechodom, Director, Department of Conservation

Moderator: Julie Allen, Commissioner, Tulare LAFCo

3:45 – 5:15 p.m.
Regency 1

Integrating Sustainable Communities Strategy with the LAFCo Application Process

Strategies for LAFCos to consider in evaluating sustainable communities strategies in LAFCo applications.

Presenters: Nancy Miller, Executive Officer, San Francisco LAFCo and Counsel, Sacramento and San Francisco LAFCos
Kathy Rollings McDonald, Executive Officer, San Bernardino LAFCo

Moderator: Scott Haggerty, Commissioner, Alameda LAFCo

3:45 – 5:15 p.m.
Regency 2

The Commissioners' Independent Judgment Dilemma: Which Hat am I Wearing?

The law requires commissioners to exercise their independent judgment, but reconciling this can be a difficult challenge. Discuss approaches to this dilemma.

Presenters: Michael G. Walker, Chief Assistant County Counsel, Ventura County and Ventura LAFCo Counsel
Bill Connelly, Commissioner, Butte LAFCo
John Withers, Commissioner, Orange LAFCo

Moderator: Lou Cunningham, Commissioner, Ventura LAFCo

3:45 – 5:15 p.m.
Regency 3

Health Care Districts and LAFCo

Two case studies explore recent interest by LAFCo in Health Care Districts and some of the LAFCo issues unique to these agencies.

Presenters: Michael Colantuono, Attorney, Colantuono & Levin, PC
Katie Selenski, Principal Analyst, Harvey Rose Associates, LLC
Christine Martin, CPA, Harvey Rose Associates, LLC
Richard Berkson, Principal, Economic and Planning Systems

Moderator: Pete Constant, Commissioner, Santa Clara LAFCo

6:15 – 9:00 p.m.
Monterey Ballroom

Banquet* 2012 Achievement Awards Banquet

- * Commissioner Ted Novelli, Chair CALAFCo Awards Committee

The Power of PARTNERSHIPS



FRIDAY, OCTOBER 5TH

7:30 – *Breakfast**
8:45 a.m. Regency 4-6
7:45 – **CALAFCO Board of Directors Meeting**
9:00 a.m. Windjammer
9:00 – *General Session*
10:45 a.m. **Strategic Thinking & Adaptive Leadership in Trying Times**
Regency Ballroom
In these challenging times it is more important than ever to know where you are headed and how to get there. Join us for a discussion of strategic planning and adaptive leadership as tools in moving your LAFCo forward.

Presenters: Brian Kelly, Chair, Napa LAFCo
Bill Chiat, Executive Director, CALAFCO
Moderator: Mona Palacios, Executive Officer, Alameda LAFCo

10:45 a.m. *Refreshment Break*
Foyer

11:00 – *General Session*
Noon **Legislative Update from Sacramento**
Regency Ballroom
The past legislative session was a busy one for local governments. New laws and legislation affecting LAFCos highlight the discussion, including new protest provision sections.

Presenters: Debbie Michel, Chief Consultant, Assembly Local Government Committee
Bill Chiat, Legislative Chair, CALAFCO
Harry Ehrlich, Vice Legislative Chair, CALAFCO

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Mary Jane Griego Yuba LAFCo	Matthew Beekman Stanislaus LAFCo
Kay Hosmer Colusa LAFCo	Gay Jones Sacramento LAFCo
Joshua Susman Nevada LAFCo	Ted Novelli Amador LAFCo
Southern Region	Coastal Region
Pat Bates Orange LAFCo	Louis Cunningham Ventura LAFCo
Jerry Gladbach Los Angeles LAFCo	Juliana Inman Napa LAFCo
Eugene Montanez Riverside LAFCo	John Leopold Santa Cruz LAFCo
Andy Vanderlaan San Diego LAFCo	Michael McGill Contra Costa LAFCo

CALAFCO STAFF

William Chiat Executive Director	Clark Alsop Counsel
Lou Ann Texeira Executive Officer	Jamie Szutowicz Executive Assistant
Marjorie Blom Deputy Executive Officers	June Savala Deputy Executive Officers
	Stephen Lucas Deputy Executive Officers

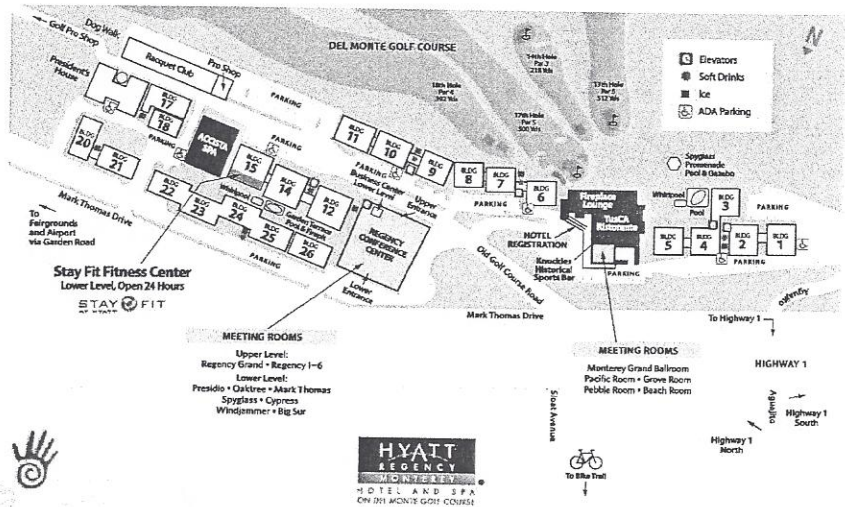
PROGRAM COMMITTEE

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Santa Cruz LAFCo
Louis Cunningham, Co-Chair
Ventura LAFCo
Louis Calcagno, Monterey LAFCo
Bruce Delgado, Monterey LAFCo
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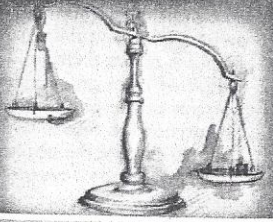
CALAFCO GOLD ASSOCIATE MEMBERS

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2012 CALAFCO ANNUAL CONFERENCE

COMMISSIONERS'
INDEPENDENT JUDGMENT



Presentation by
Michael G. Walker
Ventura LAFCo Legal Counsel
October 4, 2012

Government Code, § 1099, subd. (a)

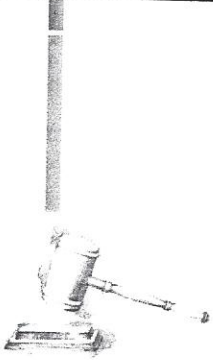
"A public officer, including, but not limited to, an appointed or elected member of a governmental board, commission, committee, or other body, shall not simultaneously hold two public offices that are incompatible."

Government Code, § 1099, subd. (a)

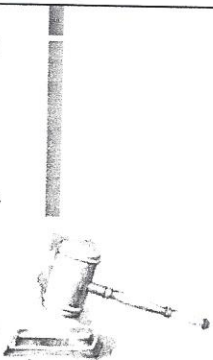
"Offices are incompatible when any of the following circumstances are present, unless simultaneous holding of the particular offices is compelled or expressly authorized by law:

- "(1) Either of the offices may audit, overrule, remove members of, dismiss employees of, or exercise supervisory powers over the other office or body.
- "(2) Based on the powers and jurisdiction of the offices, there is a possibility of a significant clash of duties or loyalties between the offices.
- "(3) Public policy considerations make it improper for one person to hold both offices."

"We need not examine the possible conflicts that would make these two offices incompatible. Such inquiry is irrelevant since the Legislature requires that a LAFCO commissioner, except for the member of the general public, hold another public office as the basis for selection as a LAFCO commissioner. . . . [T]herefore, . . . the incompatibility office doctrine has no application to such dual office holding." (84 Ops.Cal.Atty.Gen. 94, 97 (2001).)



"The Legislature has carefully crafted the membership of a LAFCO so that two commissioners represent the county, two represent the cities of the county, two represent the special districts of the county, and one member represents the general public. Representation is to be balanced, yet each commissioner representing a local government is not to represent 'solely' the interests of such local government, but the interests of the general public as well." (84 Ops.Cal.Atty.Gen. 94, 99 (2001).)



Government Code, § 1099, subd. (c)

"This section does not apply to a position of employment, including a civil service position."

**Government Code,
§§ 56332, subd. (d), & 56335**

The *special district selection committee* or the *city selection committee* "may, at the time it appoints a member or alternate [to LAFCo], provide that the member or alternate is disqualified from voting on proposals affecting" the district or city which the member represents.

Government Code, § 56325.1

"While serving on the commission, all commission members shall exercise their *independent judgment* on behalf of the interests of *residents, property owners, and the public as a whole in furthering the purposes of this division*. Any member appointed on behalf of local governments shall represent the interests of the public as a whole and *not solely* the interests of the appointing authority. *This section does not require the abstention of any member on any matter*, nor does it create a right of action in any person."

Bonny Doon Volunteer Fire/Rescue, Inc. v. Santa Cruz County Local Agency Formation Commission
(July 9, 2012, H036492) (nonpub. opn.)

- Bonny Doon Volunteer Fire/Rescue, Inc. submits proposal to :
 - Form Bonny Doon Fire Protection District
 - Detach Bonny Doon area from County Service Area 48
- Consistent with staff recommendation, Santa Cruz LAFCo disapproves proposal, on 4-3 vote.

Bonny Doon Volunteer Fire/Rescue, Inc. v. Santa Cruz County Local Agency Formation Commission
(July 9, 2012, H036492) (nonpub. opn.)

- Bonny Doon Volunteer Fire/Rescue, Inc. sues Santa Cruz LAFCo, claiming:
 - Commissioners did not exercise independent judgment
 - Commissioners "improperly favored the interests of the County"
 - "Significant" potential net loss to County of at least \$360,000/year

Bonny Doon Volunteer Fire/Rescue, Inc. v. Santa Cruz County Local Agency Formation Commission
(July 9, 2012, H036492) (nonpub. opn.)

- Court of Appeal rejects claim:
- No private right to sue LAFCo for commissioners' alleged failure to exercise independent judgment

Bonny Doon Volunteer Fire/Rescue, Inc. v. Santa Cruz County Local Agency Formation Commission
(July 9, 2012, H036492) (nonpub. opn.)

Government Code, § 56325.1

"While serving on the commission, all commission members shall exercise their independent judgment on behalf of the interests of residents, property owners, and the public as a whole in furthering the purposes of this division. Any member appointed on behalf of local governments shall represent the interests of the public as a whole and not solely the interests of the appointing authority . . ."

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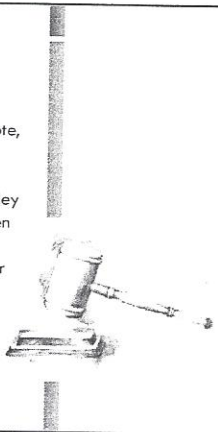
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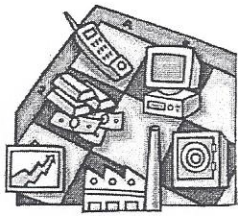
- No private right to sue LAFCo for commissioners' alleged failure to exercise independent judgment
- Commissioners were acting as quasi-legislators, not as quasi-judges
- No evidence to overcome presumption "that official duty has been regularly performed" (Cal. Evid. Code, § 664)
- "[V]ery structure" of LAFCo "contemplates that two . . . commissioners will be members of the county board of supervisors"

LAFCo Hypothetical (or, This Could Happen to You)

The Simi Valley City Council, by a 3-2 vote, authorizes the city to seek annexation of certain territory. The proposal comes before the Ventura LAFCo. The Simi Valley mayor is a commissioner on LAFCo. When she was appointed commissioner, the city selection committee did not disqualify her from voting on proposals affecting her city. Discuss.



Questions and Discussion



Litmus Tests for Effective Strategic Plans

Vision Litmus Test

- 1. Does it clearly state our identity?
- 2. Does it state what we desire to accomplish?
- 3. Does it reflect what our organization will look like in the future?
- 4. Does it reflect our ideal future?
- 5. Does it reflect the desired state voiced by our customers, stakeholders, and the community?
- 6. Does it reflect an enhanced quality of life for those who use our services or product?
- 7. Is it meaningful?
- 8. Will it inspire and challenge staff and the community?
- 9. Will we be embarrassed if we see it on the front page of the newspaper or news web site?

Goal Litmus Test

- 1. Does the goal support the mission?
- 2. Does the goal represent a desired result that can be measured?
- 3. Does it deal with just one issue?
- 4. Is it challenging but still realistic and achievable?
- 5. Is the goal aligned with department and agency strategic plans or direction?
- 6. Is it important to customers and stakeholders?
- 7. Collectively, do the goals reflect most of the budget, staffing, and efforts of the organization?
- 8. Will someone unfamiliar with us understand what the goal means?

Mission Litmus Test

- 1. Does it clearly state the business we are in?
- 2. Is it sufficiently broad so that everyone in the organization can see how they contribute?
- 3. Does it rarely need to be changed?
- 4. Is the rationale for our existence clear?
- 5. Does it speak to the ends we want to accomplish?
- 6. Will it make sense to our customers? To community members?
- 7. It is succinct and meaningful?
- 8. Is it obvious why we spend public dollars on such an effort?

Objectives Litmus Test

- 1. Does the objective reflect a specific accomplishment desired?
- 2. Can progress towards the completion of the objective be measured?
- 3. Does it specify a result rather than an activity?
- 4. Is it challenging yet realistic and attainable within the planning period and resources available?
- 5. Is there a specific timeframe for completion?

- 6. Is a person identified who will be accountable for completion?
- 7. Is there at least one objective for each goal?
- 8. Will someone unfamiliar with us understand what the objective means?

Action Plan Litmus Test

- 1. Does the action plan contain a timeframe for completion?
- 2. Is the action plan broken down into important or significant steps?
- 3. Has responsibility for successful completion of each step in the plan been assigned?
- 4. Is each significant step in the plan identified with beginning and completion dates?
- 5. Are resources needed to accomplish each step of the plan identified? Have arrangements been made for resources?
- 6. Is there sufficient detail to track milestones?
- 7. Does the action plan relate to and help accomplish the objective(s)?
- 8. Does the action plan relate to the goal(s)?
- 9. Can accomplishments be objectively measured?

Performance Measures Litmus Test

- 1. Does the performance measure relate to the mission it represents?
- 2. Does it relate to the goal it represents?
- 3. Does it relate to the objective it represents?
- 4. Is the performance measure meaningful to the community? To management and the governing board?
- 5. Will it be possible to collect accurate and reliable data for this performance measure?
- 6. Is it important to the employees doing the work?
- 7. Can the results be compared to other jurisdictions?
- 8. Taken together, do these performance measures accurately reflect the key results of the organization?
- 9. Is there at least one, but not more than three, performance measures for each goal?



WORKSHEET

A Strategic Opportunity

1. Describe a "Big Place" you want you or your organization to go.

Set the stage. What is the basic need to be addressed? What is the desired outcome? What are the potential benefits and to whom? Think in terms of *possibilities* ... strategic creativity!

Thinking Strategically
Not *What should we do?* but rather *What might we do?*
Not *What do I believe?* but rather *What would I have to believe?*
Not *What is the right answer?* but rather *What are the right questions?*

2. List the conditions for success.

What must happen in order for your possibilities to be a terrific choice? What assumptions must be questioned?

3. Identify the Barriers: Technical Problems and Adaptive Challenges.

Technical Problems <i>Known solutions</i>	Adaptive Challenges <i>Requires changes of beliefs and values</i>

4. Craft a problem statement.

Describe the most significant problem you face. If you could change one thing, what would it be and why?

5. Strategic opportunities.

Identify one strategy which may move your organization towards your "Big Place" vision.

"If I were given one hour to save the planet, I would spend 59 minutes defining the problem and one minute resolving it."
Albert Einstein

Senate Committee on Governance & Finance
Senator Lois Wolk, Committee Chair
State Capitol, Room 408
Sacramento, California 95814
(916) 651-4119

<http://sgf.senate.ca.gov>

September 7, 2012

TO: People Interested in Public Finance and Governance Legislation

FROM: Senator Lois Wolk, Committee Chair

SUBJECT: Important Bills During 2012

With the regular legislative session ended, I want you to know about some of the more interesting bills that the Senate Governance & Finance Committee worked on during 2012. These brief summaries offer you a selection of the significant bills that the Committee has worked on this year. The Governor has until September 30 to sign or veto bills. Urgency bills take effect on the day they are chaptered; regular bills will take effect on January 1, 2013. If you want to read the Committee's bill analyses or get a copy of a bill, please go to the Legislature's official website www.leginfo.ca.gov. You can also use that website to retrieve other bill analyses, official histories, voting records, and any veto messages.

California Alternative Energy and Alternative Transportation Financing Authority
(CAEATFA)

SB 1128 (Padilla) Expands the sales and use tax exemption under the CAEATFA program to include "advanced manufacturing." Status: Governor's Desk.

AB 796 (Blumenfield) creates a new financing program under CAEATFA to assist eligible California-based entities with the development and expansion of "clean energy" technology manufacturing and commercialization. Status: Governor's Desk.

Corporate Taxes

AB 1500 (Perez) makes the elective single sales factor apportionment mandatory to fund the Middle Class Scholarship Program. Status: Died on the Senate Floor.

AB 2439 (Eng) requires the largest corporations tax liability and single sales factor election to be listed on the Franchise Tax Board's website. Status: Died on the Senate Floor.

SB 1505 (DeSaulnier) makes the single sales factor mandatory and requires the money be used for veterans. Status: Died in the Senate Veterans Affairs Committee.

Enterprise Zones

AB 484 (Alejo) extends expired enterprise zones in Watsonville and Antelope Valley for two years. Status: Died in the Senate Governance and Finance Committee.

Income Tax Form

SB 1571 (DeSaulnier) creates a tax check off for school supplies. Status: Governor's Desk.

AB 233 (Hall) creates a check off for the YMCA on the income tax form. Status: Governor's Desk.

AB 1589 (Huffman) creates an income tax check off for the state parks and allows taxpayers to buy an annual pass on the income tax form. Status: Governor's Desk.

LAFCOs & Boundary Changes

AB 2698 (Assembly Local Government Committee) is the annual Assembly Local Government Omnibus Act, making several minor and noncontroversial changes to state laws affecting local government organization and reorganization. Status: Signed; Chapter 62, Statutes of 2012.

Land Use Planning & Development

SB 1094 (Kehoe) makes several changes to state laws governing conservation easements. Status: Governor's Desk.

SB 1241 (Kehoe) requires a city or county to address fire risk for state responsibility areas and very high fire severity zones in general plan updates and subdivision approvals. Status: Governor's Desk.

SB 1278 (Wolk) makes several changes to Sacramento-San Joaquin Valley cities and counties' flood hazard planning and development practices. Status: Governor's Desk.

AB 904 (Skinner) creates the Sustainable Minimum Parking Requirements Act of 2012. Status: Died in the Senate Governance and Finance Committee.

AB 1616 (Gatto)* establishes various zoning and permit requirements pertaining to cottage food industries. Status: Governor's Desk.

AB 2351 (Gordon) requires a landowner seeking to cancel a Williamson Act contract to pay a 5% cancellation fee. Status: Died on the Senate Floor.

AB 2680 (Assembly Agriculture Committee) repeals the automatic termination date to authorize a city or county and landowner to rescind a Williamson Act contract and simultaneously enter into a new contract to facilitate a lot line adjustment with no sunset. Status: Signed, Chapter 128, Statutes of 2012.

Local Finance & Infrastructure

SB 214 (Wolk)* makes it easier for local governments to use Infrastructure Financing Districts (IFDs). Status: Governor's Desk.

SB 829 (Rubio) bans state funding for city construction projects in a charter city which prohibits or restricts its city council's ability to adopt, require, or utilize a project labor agreement. Status: Signed, Chapter 11, Statutes of 2012.

SB 1120 (Berryhill) states that a local agency does not need to provide subsidies to cure property-related service deficiencies if the agency's voters reject or reduce a property-related fee. Status: Died on the Senate Floor.

SB 1125 (Hancock) requires local government entities to contract from a vendor or contractor that has a valid California seller's permit or certificate of registration. Status: Died in the Senate Appropriations Committee.

SB 1257 (Hernandez) prohibits a local government from levying a utility user tax on the consumption of electricity as a motor vehicle fuel for an electric public transit bus. Status: Signed, Chapter 213, Statutes of 2012.

SB 1566 (Negrete Mcleod) reallocates vehicle license fees to recently incorporated cities and cities that have annexed inhabited territory. Status: Died in the Senate Appropriations Committee.

SB 1342 (Emmerson) increases, from \$3 to \$10, the maximum fee that a county can place on specified recorded documents to fund real estate fraud deterrence, investigations, and prosecutions. Status: Signed, Chapter 104, Statutes of 2012.

AB 1098 (Carter) reallocates vehicle license fees to recently incorporated cities and cities that have annexed inhabited territory. Status: Governor's Desk.

AB 1191 (Huber) allows a county in which all school districts are “basic aid” districts to receive reimbursement for lost sales tax and vehicle license fee revenues diverted under state law. Status: Died in the Senate Appropriations Committee.

AB 1852 (Campos) authorizes counties and some cities to impose fees on copies of vital records to fund the coordination of domestic violence and child abuse prevention efforts. Status: Governor’s Desk.

AB 2144 (Pérez) makes it easier for cities and counties to use Infrastructure and Revitalization Financing Districts. Status: Governor’s Desk.

AB 2259 (Ammiano) makes conforming changes to San Francisco’s special waterfront Infrastructure Financing Districts for the Port America’s Cup. Status: Governor’s Desk.

AB 2388 (Beall) changes the Santa Clara Open Space District’s bidding procedures. Status: Governor’s Desk.

AB 2551 (Hueso) makes it easier for a city or county to create an infrastructure financing district in a renewable energy infrastructure district. Status: Governor’s Desk.

AB 2567 (Carter) allows a local wastewater service provider to adopt a schedule of fees authorizing automatic adjustments for increases in wholesale wastewater treatment charges. Status: Signed, Chapter 103, Statutes of 2012.

Local Powers & Governance

SB 475 (Wright) allows a local health authority to fulfill the Brown Act’s teleconference meeting quorum requirement by counting board members located outside of its jurisdiction. Status: Signed, Chapter 209, Statutes of 2012.

SB 1003 (Yee) clarifies that legal action can be pursued, under the Brown Act, for the prior actions of local agencies and establishes procedures for filing an action. Status: Governor’s Desk.

SB 1090 (Senate Governance & Finance Committee) is the annual Local Government Omnibus Act, making several relatively minor and noncontroversial changes to the state laws affecting local agencies’ powers and duties. Status: Governor’s Desk.

SB 1222 (Leno) caps permit fees for commercial and residential solar rooftop installations but allows local governments to charge above the cap if they issue a finding that justifies the need for a higher fee. Status: Governor’s Desk.

SB 1149 (DeSaulnier) creates the Bay Area Regional Commission to coordinate Bay Area regional agencies’ activities. Status: Died in the Senate Appropriations Committee.

SB 1468 (Calderon) allows new retail licenses for selling fireworks during the week before New Year's Day. Status: Died in the Assembly Appropriations Committee.

AB 1345 (Lara) imposes additional requirements on audits of local governments. Status: Governor's Desk.

AB 1831 (Dickinson) prohibits a county or city from inquiring about or considering a job applicant's criminal background history until after determining an applicant's qualifications. Status: Died in the Senate Governance and Finance Committee.

AB 2115 (Alejo) requires local health care districts to enter into written employment agreements to employ or contract for a hospital administrator or chief executive officer. Status: Governor's Desk.

AB 2180 (Alejo) requires local health care districts' written employment agreements with hospital administrators or chief executive officers to include specified information about compensation. Status: Governor's Desk.

AB 2231 (Fuentes) requires majority-voter approval to repeal any city or county ordinance requiring the city or county to repair sidewalks. Status: Died in the Senate Appropriations Committee.

AB 2299 (Feuer) authorizes a county board of supervisors to establish a program that requires county recorders and assessors to redact public safety officials' names from property records, at the official's request. Status: Died in the Senate Governance and Finance Committee.

Property Taxes

AB 1700 (Butler) clarifies that owners of lands committed to open space and natural preservation don't lose welfare exemptions from property tax because of revenues from cattle grazing, camping, and hiking. Status: Died in the Senate Appropriations Committee.

AB 2046 (Allen) provides that tenants in floating home marinas that want to purchase the marina can do so without reassessment of the marina, similar to mobile home parks. Status: Governor's Desk.

Redevelopment

SB 986 (Dutton) allows successor agencies to keep former redevelopment agencies' bond proceeds and enter into new enforceable obligations funded by bond proceeds. Status: Died on the Senate Floor.

SB 1056 (Hancock) expands the definition of “enforceable obligation” to include financial obligations related to a project funded with both tax increment and federal school construction bonds. Status: Died in the Senate Governance and Finance Committee.

SB 1151 (Steinberg) creates an alternative process that allows communities to use their former redevelopment agencies’ assets for economic development and housing purposes. Status: Died in the Assembly Housing and Community Development Committee.

SB 1156 (Steinberg) allows cities and counties to form Sustainable Communities Investment Joint Power Agencies to administer economic development and affordable housing programs. Status: Died in the Assembly Appropriations Committee.

SB 1335 (Pavley) allows successor agencies to retain former redevelopment agencies’ brownfield properties for the purpose of remediating or removing hazardous materials. Status: Died in the Senate Appropriations Committee.

AB 1484 (Assembly Budget Committee)* clarifies statutes governing the dissolution of redevelopment agencies and addresses substantive issues related to administrative processes, affordable housing activities, repayment of loans from communities, use of existing bond proceeds, and the disposition or retention of former redevelopment agency assets. Status: Signed, Chapter 26, Statutes of 2012.

Sales & Use Taxes

SB 1243 (Lowenthal) extends the bunker fuel sales and use tax exemption for 10 years. Status: Governor’s Desk.

AB 1050 (Ma) creates a collection mechanism for state and local taxes, charges, and fees on prepaid wireless telecommunication. Status: Died in the Senate Governance and Finance Committee.

AB 1446 (Feuer) makes permanent the transactions and use tax in Los Angeles and does not subject it to the 2% cap. Status: Governor’s Desk.

AB 2618 (Ma) limits who can acquire salvage certificate vehicles to those persons that are licensed dealers, dismantlers, auto repair dealers, or scrap metal processors. Status: Governor’s Desk.

State Bonds

SB 633 (Huff) allows the Department of Finance to order an agency to cease and desist spending bond funds if it finds the agency misspent bond funds. Status: Died in the Assembly Business and Professions Committee.

State Budget, Reform & Realignment

SB 1554 (Correa) consolidates all tax agencies into the Board of Equalization. Status: Died in the Senate Governance and Finance Committee.

SCA 2 (Wyland) requires the state to adopt a budget for two fiscal years, and include with the budget information on the goals and performance of public programs. Status: Died in the Senate Elections and Constitutional Amendments Committee.

SCA 10 (Strickland) requires 2/3 vote on bills for any new or higher state or local tax, and revises Gann Limits. Status: Died in the Senate Governance and Finance Committee.

AB 2323 (Perea) requires the Board of Equalization to publish its decisions on tax appeal decisions with an impact of more than \$500,000. Status: Governor's Desk.

AB 2638 (Eng) amends current tax expenditure reports and State Budget information published by the Department of Finance to include tax expenditure information, and requires disclosure of further tax expenditure data. Status: Governor's Desk.

GRP 2* reorganizes state government to reduce the number of state agencies, consolidate state programs with shared focus and streamline decision-making. Status: Plan takes effect.

State Personal & Corporate Income Taxes

SB 1167 (Calderon) extends the California Motion Picture Tax Credit to July 1, 2017 and requires the Legislative Analyst's Office to evaluate the economic effects and administration of the tax credits. Status: Died at the Assembly Desk.

SB 1179 (Walters) enacts a tax credit of \$3,000 for medical device manufactures to hire a disabled veteran. Status: Died in the Senate Appropriations Committee.

SB 1197 (Calderon) extends the California Motion Picture Tax Credit to July 1, 2017 and requires the Legislative Analyst's Office to evaluate the economic effects and administration of the tax credits. Status: Governor's Desk.

SB 1252 (Rubio) diverts revenue increases from capital gains due the Facebook IPO to infrastructure projects. Status: Died in the Senate Governance and Finance Committee.

SB 1341 (Wolk) allows the Franchise Tax Board to give charities a 120-day grace period to file paperwork with the Attorney General before their tax exempt status is revoked. Status: Governor's Desk.

AB 2026 (Fuentes) extends the California Motion Picture Tax Credit to July 1, 2017 and requires the Legislative Analyst's Office to evaluate the economic effects and administration of the tax credits. Status: Governor's Desk.